

## RESOLUTIONS

Sec. 3. The Governor shall issue the necessary proclamation for said election and have the same published as required by the Constitution and Laws of this State.

Passed the House, March 29, 1949: Yeas 115, Nays 2; House refused to concur in Senate amendments, May 31, 1949, and requested appointment of Conference Committee to consider differences between the two Houses; House adopted Conference Committee Report, June 9, 1949: Yeas 119, Nays 0; passed the Senate, as amended, May 26, 1949: Yeas 30, Nays 0; at request of House, Senate appointed a Conference Committee to consider differences between the two Houses; Senate adopted Conference Committee Report, June 14, 1949: Yeas 27, Nays 0.

Approved June 18, 1949.

Amendment by H.J.R. No. 46 provides for submission at an election to be held on the second Tuesday in November, 1949. See page 1500.

## LUNACY CASES—TRIALS WITHOUT JURY—PROPOSED CONSTITUTIONAL AMENDMENT

H. J. R. No. 32

Proposing an Amendment to Article I of the Constitution of the State of Texas, by adding thereto another Section following Section 15, providing that the Legislature may provide for trials in lunacy cases without a jury; further providing for the submission of this Amendment to the voters of this State; prescribing the form of ballot; providing for the proclamation and publication thereof.

*Be it resolved by the Legislature of the State of Texas:*

Section 1. That Article I of the Constitution of the State of Texas be and the same is hereby amended by adding another Section thereto following Section 15, to be designated Section 15-a, to read as follows:

"Section 15-a. The Legislature shall have the authority to enact all laws necessary to provide for the trial, adjudication of insanity and commitment of persons of unsound mind and to provide for a method of appeal from judgments rendered in such cases. Such laws may provide for waiver of trial by jury in cases where the person under inquiry has not been charged with the commission of a criminal offense, and shall provide for a method of service of notice of such trial upon the person under inquiry and of his right to demand a trial by jury."

Sec. 2. That the foregoing Constitutional Amendment be submitted to a vote of the qualified electors of this State at an election to be held throughout the State on the fourth Saturday in September, A. D., 1949, at which election all ballots shall be printed thereon:

"FOR the Amendment to the Constitution of the State of Texas providing that the Legislature may provide for trials without a jury in lunacy cases" and

"AGAINST the Amendment to the Constitution of the State of Texas providing that the Legislature may provide for trials without a jury in lunacy cases." Each voter shall scratch out one (1) of said clauses on the ballot, leaving the one (1) expressing his vote on the proposed Amendment. In counties or other subdivisions using voting machines, the above provision for voting for and against this Constitutional Amendment shall be placed on said machine in such a manner that each voter shall vote on such machine for or against the Constitutional Amendment.

## 51ST REGULAR SESSION

Sec. 3. That the Governor of the State of Texas issue the necessary proclamation for said election and have the same published as required by the Constitution and Laws of this State.

Passed the House, May 24, 1949: Yeas 105, Nays 18; House refused to concur in Senate amendments, June 13, 1949, and requested appointment of Conference Committee to consider differences between the two Houses; House adopted Conference Committee Report, June 15, 1949: Yeas 119, Nays 11; passed the Senate, with amendments, June 9, 1949: Yeas 29, Nays 0; at request of House, Senate appointed Conference Committee to consider differences between two Houses; Senate adopted Conference Committee Report, June 15, 1949: Yeas 29, Nays 0.

Approved June 19, 1949.

Amendment by H.J.R. No. 46 provides for submission at an election to be held on the second Tuesday in November, 1949. See page 1500.

### HOSPITAL DISTRICTS—PROPOSED CONSTITUTIONAL AMENDMENTS

H. J. R. No. 36

Proposing an Amendment to Article III of the Constitution of the State of Texas authorizing the Legislature of the State of Texas to provide for the establishment and creation of hospital districts; providing for the Governor's proclamation and submission to the electorate.

*Be it resolved by the Legislature of the State of Texas:*

Section 1. That Article III of the Constitution of the State of Texas be and the same is hereby amended by adding to said Article a new Section to be designated as Section 60, reading as follows:

"Section 60. The Legislature shall have the authority to provide by law for the establishment and creation of hospital districts in the counties of this State under such conditions as the Legislature may fix by law, and to provide for the support of said districts by a tax on the ad valorem properties situated in said counties; providing, however, that before any such district shall be created it shall be approved by a vote of the people in said district."

Sec. 2. The foregoing Constitutional Amendment shall be submitted to a vote of the qualified electorate of the State at an election to be held on the fourth Saturday in September, 1949, at which election all ballots shall have printed thereon (or in counties using voting machines the said machines shall provide for) the following:

"FOR The Amendment to the Constitution of the State of Texas authorizing the Legislature to provide for the establishment and creation of hospital districts"; and

"AGAINST The Amendment to the Constitution of the State of Texas authorizing the Legislature to provide for the establishment and creation of hospital districts."

Each voter shall mark out one of said clauses on the ballot, leaving the one expressing his vote on the proposed Amendment, and if it shall appear from the returns of said election that a majority of the votes cast are in favor of said Amendment, the same shall become a part of the Constitution of the State of Texas.